

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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MCGRAW HILL LLC, BEDFORD, FREEMAN &  
WORTH PUBLISHING GROUP, LLC,  
ELSEVIER INC., PEARSON EDUCATION,  
INC., and CENGAGE LEARNING, INC.,

Plaintiffs,

-v-

DOE 1 d/b/a ABETTERDEAL3, DAPROPHITT, and  
NICENICHE; DOE 2 d/b/a/ TRADY34, DOE 3 d/b/a  
USGOODSELLER99, DOE 4 d/b/a JESKATBOOKS,  
FATBOOKS, and CADABRA STORE, DOE 5 d/b/a  
SHAREYOURFEELINGS and SHARE YOUR  
FEELINGS, DOE 6 d/b/a JENNYLUO897, MIHOYO,  
and GOODIES897, DOE 7 d/b/a DAYSDISCOUNT,  
DOE 8 d/b/a THE-BOOKLIFE and THE-BOOK-LIFE,  
DOE 9 d/b/a FAIRDEALS\_73, GRACIAS18,  
ZENITHBOOKS, and DELHIBOOKSTORE2017,  
SANJAY MITTAL, DENIS OKHMAN, JULIE HALE,  
NATHAN HALE, BURHAN AYDIN, OZODBEK  
ABDULAZIZOV, HAFIZE BUDAK, BENJAMIN  
LEVY, STEVEN NOE, BUY IT NOW BARGAINS  
LLC, and FIVE TO ONE LIQUIDATORS, LLC,

Defendants.  
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20-cv-00356 (LJL)

ORDER


LEWIS J. LIMAN, United States District Judge:

The Court has received proposed notices of voluntary dismissal as to Defendants Benjamin Levy and Hafize Budak, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i). Dkt. Nos. 41, 42. Rule 41 addresses dismissal of actions rather than dismissal of parties. Treating the application as addressed to the Court's power under Rule 15 or Rule 21 or its inherent power, the Court will dismiss the complaint as against Defendants Benjamin Levy and Hafize Budak with prejudice and with each party to bear their own costs and fees, absent objection by any party by February

20, 2020. *See Kerr v. Compagnie de Ultramar*, 250 F.2d 860, 864 (2d Cir. 1958); *Harvey Aluminum, Inc. v. Ican Cyanamid Co.*, 203 F.2d 105, 108 (2d Cir.), *cert. denied*, 345 U.S. 964 (1953).

SO ORDERED.

Dated: February 14, 2020  
New York, New York



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LEWIS J. LIMAN  
United States District Judge